

HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

CHAD EICHENBERGER, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

ESPN, INC., a Delaware corporation,

Defendant.

NO. 2:14-CV-00463

[PROPOSED] ORDER ON DEFENDANT'S
MOTION TO DISMISS PLAINTIFF'S FIRST
AMENDED COMPLAINT

THIS MATTER came before the Court on Defendant ESPN, Inc.'s ("ESPN") Motion to Dismiss Plaintiff's First Amended Complaint.

The court considered the pleadings and records on file in this action and the following:

1. Defendant's Motion to Dismiss Plaintiff's First Amended Complaint;
2. Declaration of Bryan H. Heckenlively in Support of Defendant's Motion to Dismiss Plaintiff's First Amended Complaint;
3. Any responsive documents filed and served by Plaintiff; and
4. Any reply documents filed and served by ESPN, Inc..

The Court having reviewed and considered the argument of counsel, if any, the pleadings and records herein, and being otherwise fully advised in the premises, now, therefore, it is hereby

[PROPOSED] ORDER ON DEFENDANT'S MOTION TO
DISMISS PLAINTIFF'S FIRST AMENDED
COMPLAINT- 1
(No. 2:14-CV-00463)

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1 ORDERED, ADJUDGED AND DECREED that: Defendant's Motion to Dismiss is
2 GRANTED. Plaintiff's claims are hereby dismissed with prejudice.

3 Dated _____.

5 _____
THE HONORABLE THOMAS S. ZILLY

6 Presented by:

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24 Counsel for ESPN, Inc.

Certificate of Service

I, Bryan H. Heckenlively, certify under penalty of perjury that on July 31, 2014, I electronically filed this document entitled [Proposed] Order on Defendant's Motion to Dismiss Plaintiff's First Amended Complaint using the CM/ECF system which will send notification of such filing to the following persons:

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DATED this 31st day of July, 2014, at San Francisco, California.

s/ Bryan H. Heckenlively

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